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PTO/SB/21 (09-04)

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|---|----------------------|------------------------|--------------|
| <b>TRANSMITTAL<br/>FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number   | 10/622,609-Conf. #4313 |              |
|   | Filing Date          | July 18, 2003          |              |
|   | First Named Inventor | Eiji Nakata            |              |
|   | Art Unit             | 2655                   |              |
|   | Examiner Name        | Not Yet Assigned       |              |
| Total Number of Pages in This Submission  | 30                   | Attorney Docket Number | 04536/018001 |

**ENCLOSURES (Check all that apply)**

|  |  |  |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>PTO Form SB08 w/7 cited references<br>Return Receipt Postcard |
| <b>Remarks</b>   |  |  |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|              |                   |          |        |
|--------------|-------------------|----------|--------|
| Firm Name    | OSHA & MAY L.L.P. |          |        |
| Signature    |                   |          |        |
| Printed name | Thomas K. Scherer |          |        |
| Date         | March 8, 2005     | Reg. No. | 45,079 |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV534540710US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: March 8, 2005

Signature: (Brenda C. McFadden)



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Dated: March 8, 2005

Signature

*Brenda C. McFadden*  
(Brenda C. McFadden)

Docket No.: 04536/018001  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Eiji NAKATA

Application No.: 10/622,609

Confirmation No.: 4313

Filed: July 18, 2003

Art Unit: 2655

For: DISC DRIVE APPARATUS

Examiner: Not Yet Assigned

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 1.97, Applicant(s) hereby make of record the following additional documents. A PTO Form SB/08 and a full copy of each of the documents required under 37 CFR 1.98(a)(2) accompany this statement.

Applicant(s) have become aware of the following documents, cited in a Japanese Office Action December 10, 2004, during the prosecution of international application no. 2002-225013, which corresponds to the above referenced application, and in accordance with 37 CFR 1.97(c) and (e)(1) or (b)(3), hereby submit(s) these documents for the Examiner's consideration. These documents are cited on the enclosed PTO Form SB/08, and a copy of the Japanese Office Action and of each document required under 37 CFR 1.98(a)(2) cited thereon are enclosed as well.

This statement is not to be interpreted as a representation that the cited documents are material, that an exhaustive search has been conducted, or that no other relevant information

exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicant(s) understand(s) the Examiner will make an independent evaluation of the cited documents.

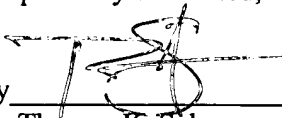
The undersigned hereby certifies that each item contained in this Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

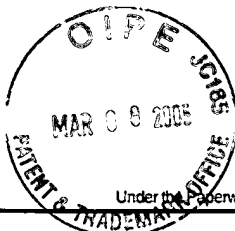
The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 50-0591, under Order No. 04536/018001. A duplicate copy of this paper is enclosed.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-0591, under Order No. 04536/018001 from which the undersigned is authorized to draw.

Dated: March 8, 2005

Respectfully submitted,

By   
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| <b>Substitute for form 1449A/B/PTO</b><br><br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(Use as many sheets as necessary) |   |    |   | <b>Complete if Known</b> |                        |
|   |   |    |   | Application Number       | 10/622,609-Conf. #4313 |
|   |   |    |   | Filing Date              | July 18, 2003          |
|   |   |    |   | First Named Inventor     | Eiji Nakata            |
|   |   |    |   | Art Unit                 | 2655                   |
|   |   |    |   | Examiner Name            | Not Yet Assigned       |
| Sheet   | 1 | of | 1 | Attorney Docket Number   | 04536/018001           |

| U.S. PATENT DOCUMENTS |                          |  |                                |  |   |
|-----------------------|--------------------------|--|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       |                          | Number-Kind Code <sup>2</sup> (if known) |                                |  |   |
|                       |                          |  |                                |  |   |

| FOREIGN PATENT DOCUMENTS |                          |                           |  |                                   |  |  |                |
|--------------------------|--------------------------|---------------------------|--|-----------------------------------|--|--|----------------|
| Examiner<br>Initials*    | Cite<br>No. <sup>1</sup> | Foreign Patent Document   |  | Publication<br>Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear | T <sup>6</sup> |
|                          |                          | Country Code <sup>3</sup> | Number <sup>4</sup> -Kind Code <sup>5</sup> (if known) |                                   |  |  |                |
|                          | BA                       | JP                        | 11-249824  | 09/17/1999                        | Matsushita Electric Ind. Co. Ltd                   |  |                |
|                          | BB                       | JP                        | 09-63395   | 03/07/1997                        | Toshiba Corp                                       |  |                |
|                          | BC                       | JP                        | 11-54018   | 02/26/1999                        | Mitsubishi Electric Corp                           |  |                |

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

| NON PATENT LITERATURE DOCUMENTS |                          |   |                |
|---------------------------------|--------------------------|---|----------------|
| Examiner<br>Initials*           | Cite<br>No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T <sup>2</sup> |
|                                 |                          |   |                |
|                                 | CA                       | Japanese Office Action dated 12/10/2004 (5 pages)   |                |
|                                 | CB                       | Patent Abstracts of Japan; Publication No. 11-249824 dated 9/17/1999 (1 page)   |                |
|                                 | CC                       | Patent Abstracts of Japan; Publication No. 09-063395 dated 3/7/1997 (1 page)  |                |
|                                 | CD                       | Patent Abstracts of Japan; Publication No. 11-054018 dated 2/26/1999 (1 page)   |                |

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

|                       |  |                    |  |
|-----------------------|--|--------------------|--|
| Examiner<br>Signature |  | Date<br>Considered |  |
|-----------------------|--|--------------------|--|



Application No. (if known): 10/622,609

Attorney Docket No.: 04536/018001

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on March 8, 2005  
Date

Signature

Brenda C. McFadden

Typed or printed name of person signing Certificate

Registration Number, if applicable

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IDS (Citation) by Applicant (7 References) (27 pages)  
Supplemental Information Disclosure Statement (2 pages)  
Transmittal (1 page)